

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	4:08CR3177
	)	
v.	)	
	)	MEMORANDUM AND ORDER
JOHN DOUGLAS SUTTON,	)	
	)	
Defendant.	)	

The defendant has orally moved to continue his plea hearing currently set for February 3, 2010. The government does not oppose defendant's motion.

IT IS ORDERED:

- 1) The defendant's unopposed motion to continue is granted, and defendant's plea hearing will be held before the undersigned magistrate judge on the 11<sup>th</sup> day of February, 2010, at 1:30 p.m., in Courtroom No. 2, United States Courthouse and Federal Building, 100 Centennial Mall, North, Lincoln, Nebraska. The defendant is ordered to appear at this hearing.
- 2) The Court finds the ends of justice served by continuing defendant's plea hearing outweigh the best interest of the defendant and the public in a speedy trial. Accordingly, the time between today's date and February 11, 2010 shall be excluded for speedy trial calculation purposes. 18 U.S.C. § 3161(h)(7).

DATED this 29<sup>th</sup> day of January, 2010.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge